

REMARKS

Claims 1-23 are pending in this application. The Examiner requires the election of a single species to which the claims shall be restricted if no generic claim is finally held to be allowable. Specifically, in the Office Action of January 27, 2009, the Examiner requests that Applicants select one substrate of the reaction from Claim 8, and one product of the reaction from Claim 17.

For the purpose of examination of this application, Applicant elects, with traverse, limonene from Claim 8 and carvone from Claim 17. Claims 1-23 read on the selected species.

The basis for Applicant's traversal is that there is no undue burden on the Examiner. Furthermore, there is no prohibition against claiming a reasonable number of species. 37 C.F.R. §1.141(a). The Office has not shown how the number of species, such as designated by the Office, is unreasonable. Accordingly, the election of species requirement is believed to be improper, and it should be withdrawn.

Should the Examiner find the elected species allowable, the search should be expanded to include all the species under the claims which is a reasonable number of species. M.P.E.P. § 809.02(c).

Furthermore, Claim 1 is a generic claim. Upon the allowance of a generic claim, Applicants will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations from allowed generic claim. 37 C.F.R. §1.141.

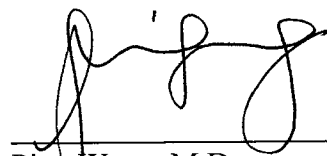
CONCLUSION

Applicant submits that the application is now in condition for examination on the merits. Early notification of such action is earnestly solicited. Should the Examiner have any suggestions to place the application in even better condition for allowance, Applicant requests that the Examiner contact the undersigned representative at the telephone number listed below.

If the Examiner believes for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to contact Ping Wang, M.D. (Reg. No. 48,328) at the telephone number listed below.

Respectfully submitted,

MORRIS, MANNING & MARTIN, LLP

A handwritten signature in black ink, appearing to read 'Ping Wang', is written over a horizontal line.

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